

FORM PTO-1390
(REV. 11-2000)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

3241-72

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

09/889535
not yet shownTRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

INTERNATIONAL APPLICATION NO. PCT/EP00/00368 INTERNATIONAL FILING DATE 18/JANUARY/2000 PRIORITY DATE CLAIMED 18/JANUARY/1999

TITLE OF INVENTION

WRITING INSTRUMENT WITH VARIABLY INCLINABLE TIP

APPLICANT(S) FOR DO/EO/US
Siegbert VIAL

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. A copy of the International Application as filed (35 U.S.C. 371(c)(2)) (German Text)
 - a. is attached hereto (required only if not communicated by the International Bureau).
 - b. has been communicated by the International Bureau.
 - c. is not required, as the application was filed in the United States Receiving Office (RO/US).
6. An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. is attached hereto.
 - b. has been previously submitted under 35 U.S.C. 154(d)(4).
7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. are attached hereto (required only if not communicated by the International Bureau).
 - b. have been communicated by the International Bureau.
 - c. have not been made; however, the time limit for making such amendments has NOT expired.
 - d. have not been made and will not be made.
8. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). (signed)
10. An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. A **FIRST** preliminary amendment.
14. A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. A substitute specification.
16. A change of power of attorney and/or address letter.
17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
18. A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. Other items or information: Certificate of Express Mail EL714882070US
Copy of: PCT/IPEA/409
Copy of PCT/ISA/210
Postcard

U.S. APPLICATION NO. (If known) **109789535**INTERNATIONAL APPLICATION NO.
PCT/EP00/00368ATTORNEY'S DOCKET NUMBER
3241-7221. The following fees are submitted:**BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):**Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO..... **\$1000.00**International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO **\$860.00**International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO **\$710.00**International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) **\$690.00**International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) **\$100.00****ENTER APPROPRIATE BASIC FEE AMOUNT =****\$ 1,000.00**Surcharge of \$130.00 for furnishing the oath or declaration later than 20 30 months from the earliest claimed priority date (37 CFR 1.492(e)).**\$**

| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | \$ |
|---|--------------|--------------|------------|-----------|
| Total claims | 27 - 20 = | 7 | x \$18.00 | \$ 126.00 |
| Independent claims | 1 - 3 = | 0 | x \$80.00 | \$ |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | | + \$270.00 | \$ |

TOTAL OF ABOVE CALCULATIONS =**SUBTOTAL = \$ 1,126.00**Processing fee of \$130.00 for furnishing the English translation later than 20 30 months from the earliest claimed priority date (37 CFR 1.492(f)).**\$**

| TOTAL NATIONAL FEE = | | \$ |
|--|---|----------|
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property | + | \$ 40.00 |

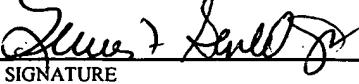
TOTAL FEES ENCLOSED = \$ 1,166.00

| Amount to be refunded: | \$ -0- |
|------------------------|-----------|
| charged: | \$ 166.00 |

- a. A check in the amount of \$ 1,000.00 to cover the above fees is enclosed.
- b. Please charge my Deposit Account No. 04-1679 in the amount of \$ 166.00 to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 04-1679. A duplicate copy of this sheet is enclosed.
- d. Fees are to be charged to a credit card. **WARNING: Information on this form may become public. Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO: **LEWIS F. GOULD, JR.**
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SIGNATURE
LEWIS F. GOULD, JR.

NAME
25.057
REGISTRATION NUMBER

Docket No. **3241-72**

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REC'D PCT/PTO 17 JUL 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of Siegbert VIAL

International Application No. PCT/EP00/00368

International Filing Date: 18/JANUARY/2000

Priority Date Claimed: 18/JANUARY/1999

U.S. Serial No: not yet known

Filed: submitted herewith

For: WRITING INSTRUMENT WITH VARIABLY INCLINABLE TIP

CERTIFICATE OF EXPRESS MAIL

Assistant Commissioner for Patents
Washington, DC 20231
BOX PCT

Sir:

I hereby certify that this document, namely the above-identified complete U.S. National Phase Patent Application is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated below and are addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

"Express Mail" mailing label number **EL714882070US**.

Date of Deposit **JULY 17, 2001.**

Respectfully submitted,

Date: July 17, 2001

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Docket No: 3241-72